

42771

AMENDED

Serial No.

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office NOV 4 1980

Returned to applicant for correction MAR 18 1981

Corrected application filed MAR 18 1981 Map filed MAR 18 1981 under 42770

The applicant Dalton Livestock

Clover Valley of Wells  
Street and No. or P.O. Box No. City or Town

Nevada 89835 hereby make application for permission to change the  
State and Zip Code No.

Point of Diversion for a portion of the water

of water heretofore appropriated under permit 35536

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground

Name of stream, lake, underground, spring or other source.

2. The amount of water to be changed 1.2 cfs

Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation

Irrigation, power, mining, industrial, etc.

If for stock state number and kind of animals.

4. The water heretofore used for Irrigation

Irrigation, power, mining, industrial, etc.

If for stock state number and kind of animals.

5. The water is to be diverted at the following point Lot 2, Section 4, T 34 N, R 62 E,

MDB & M., at a point from which the NE Corner of said Section 4

Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be

bears N 63° 49' 27" E 2915.58 feet.

stated.

6. The existing point of diversion is located within Lot 4, Section 3, T 34 N, R 62 E,

MDB & M., at a point from which the NW Corner of said Section 3

If point of diversion is not changed, do not answer.

bears N 3° 09' 12" W 1286.81 feet.

7. Proposed place of use Lot 1, Lot 2, S½ NE¼ of Section 4, T 34 N, R 62 E,

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

MDB & M., Lot 3, Lot 4, S½ NW¼ of Section 3, T 34 N, R 62 E,

MDB & M.

8. Existing place of use Lot 1, Lot 2, S½ NE¼ of Section 4, T 34 N, R 62 E,

Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

MDB & M., Lot 3, Lot 4, S½ NW¼ of Section 3, T 34 N, R 62 E,

MDB & M.

9. Use will be from January 1 to December 31 of each year.

Month and Day

Month and Day

10. Use has been from January 1 to December 31 of each year.

Month and Day

Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) Well, Pipeline, Ditches and Sprinkler

State manner in which water is to be diverted, whether by dam or other works,

System.

whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works \$15,000
13. Estimated time required to construct works 3 years
14. Estimated time required to complete the application of water to beneficial use 5 years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared sb/bl gk/bc Applicant \_\_\_\_\_

By s/Alan S. Boyack  
Alan S. Boyack, Agent  
515 South Fifth Street  
Elko, Nevada 89801

APPROVAL \_\_\_\_\_ OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 35536 is issued subject to the terms and conditions imposed in said Permit 35536 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The total combined amount of water granted under this permit and Permits 37885 and 42818 is limited to what the well covered under the three permits is capable of producing. If certificates of appropriation are issued under this permit and Permits 37885 and 42818, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the three permits is capable of producing.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.2 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before August 21, 1982

Proof of completion of work shall be filed before September 21, 1982

Application of water to beneficial use shall be made on or before August 19, 1983

Proof of the application of water to beneficial use shall be filed on or before September 19, 1983

Map in support of proof of beneficial use shall be filed on or before September 19, 1983

Commencement of work filed \_\_\_\_\_  
 Completion of work filed SEP 24 1982  
 Proof of beneficial use filed \_\_\_\_\_  
 Cultural map filed \_\_\_\_\_  
 Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I, PETER G. MORROS,  
 State Engineer of Nevada, have hereunto set my hand and the seal of  
 my office, this 21st day of AUGUST,  
 A.D. 19 81  
Peter G. Morros  
 State Engineer